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PATENT
Attorney Docket No. 5770.04
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Paul J. CORNAY

Appl. No. 09/707,430

Filed: 6 November 2000

For: CONCENTRIC TUBULAR CENTRIFUGE

Examiner: C. Cooley

Art Unit: 1723

RESPONSE TO OFFICE ACTION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Response is filed in response to the Office action mailed 29 May 2003, setting a shortened statutory period for response expiring on 29 August 2003. The Applicant respectfully requests the Examiner consider the following remarks.

REMARKS

The Applicant notes with appreciation the Examiner's allowance of claims 4-6 and 14.

Double Patenting Rejection

The Examiner rejected claims 13, 15, and 16 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 6, 11, and 12 of U.S. Patent No. 5,944,648 to Cornay. The Examiner further provisionally rejected claims 15 and 16 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 10 of co-pending application serial no. 09/828,296. In response thereto, two terminal disclaimers are submitted herewith. It is respectfully submitted that these terminal